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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/625,991	07/26/2000	Timothy Brown	05156.00012	8490

22909 7590 05/22/2002

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EXAMINER

MAHMOUDI, HASSAN

ART UNIT

PAPER NUMBER

2175

DATE MAILED: 05/22/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.	Brown, Timothy
09/625,991	
Examiner	Art Unit
Tony Mahmoudi	2175

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) Responsive to communication(s) filed on \_\_\_\_\_.  
2a) This action is FINAL.                  2b) This action is non-final.  
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) Claim(s) 1 and 2 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.  
5) Claim(s) \_\_\_\_ is/are allowed.  
6) Claim(s) 1 and 2 is/are rejected.  
7) Claim(s) \_\_\_\_ is/are objected to.  
8) Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) The specification is objected to by the Examiner.  
10) The drawing(s) filed on 26 July 2000 is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
11) The proposed drawing correction filed on \_\_\_\_ is: a) approved b) disapproved by the Examiner.  
If approved, corrected drawings are required in reply to this Office action.  
12) The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

- 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) All b) Some \* c) None of:  
1. Certified copies of the priority documents have been received.  
2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).  
\* See the attached detailed Office action for a list of the certified copies not received.  
14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  
a) The translation of the foreign language provisional application has been received. *DOV POPOVICI*  
15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

- 1) Notice of References Cited (PTO-892)  
2) Notice of Draftsperson's Patent Drawing Review (PTO-948)  
3) Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_.  
*DOV POPOVICI*

- 4) Interview Summary (PTO-413) Paper No(s) \_\_\_\_\_.  
5) Notice of Informal Patent Application (PTO-152)  
6) Other: \_\_\_\_\_

## **DETAILED ACTION**

### *Drawings*

1. The drawings are objected to as failing to comply with 37 CFR 1.84(p)(5) because they do not include the following reference sign(s) mentioned in the description:

In figure 1, “connection 104” as described in the specifications (page 8, line 5) is not shown in figure 1.

In figure 3, “server system 300” as described in the specifications (page 10, line 22) is not shown in figure 3.

In figure 8, “computer system 701” as described in the specifications (page 13, line 16) is not shown in figure 8.

Correction is required.

### *Specification*

2. The abstract of the disclosure is objected to because it includes improper language such as “disclosed” (in line 2), and “said” (once in line 4, and twice in line 7.) See MPEP 608.01(b).  
Correction is required.

3. The disclosure is objected to because of the following informalities:

On page 13, line 19, “display interface 729” should be --display interface 720--as labeled in figure 8.

Correction is required.

***Claim Rejections - 35 USC § 102***

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

5. Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by Jain et al (U.S. Patent No. 5,915,250.)

As to claim 1, Jain et al teaches an apparatus for using a floating pallet (see figure 3, and see column 9, lines 9-12, where Jain et al describes the “alpha-numeric query input” 106) for a digital asset management system (see column 27, lines 1-19) in a plurality of different applications (see column 27, lines 1-19), comprising:

means for creating a single extension plug in (see column 4, lines 13-18) to interface with API's of all of the plurality of different applications (see column 6, lines 32-41), wherein the extension plug-in communicates (see column 8, line 64 through column 9, line 2) with the digital asset management system (see figure 1A);

means for creating the floating pallet for the digital asset management system in one of the plurality of different applications wherein the floating pallet uses the properties and behaviors of a selected application (see column 3, line 63 through column 4, line 4, and column 4, lines 21-25, and column 16, lines 6-14); and

means for indicating that a file has been transferred from the digital asset management system to the selected application (see column 9, lines 17-34, and column 11, lines 40-49.)

***Claim Rejections - 35 USC § 103***

6. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

7. Claim 2 is rejected under 35 U.S.C. 103(a) as being unpatentable over Jain et al (U.S. patent No. 5,915,250) in view of Jebens et al (U.S. Patent No. 6,332,146.)

As to claim 2, Jain et al teaches the apparatus further comprising:

means for using the floating pallets to request a search of digital assets using user entered search criteria (see column 14, lines 47-49, where Jain et al describes “extensible search engine”);

means for performing the search and creating a list of results (see column 4, lines 32-38, and see figure 4); and

means for displaying the list of results in the application (see column 11, lines 22-26, and see figure 4.)

Jain et al does not teach means for transferring the search criteria to the digital asset management system through the extension plug-in; and means for transferring the list of results back to the application through the extension plug-in.

Jebens et al teaches:

means for transferring the search criteria to the digital asset management system through the extension plug-in (see column 18, lines 45-55, and column 24, lines 1-6); and

means for transferring the list of results back to the application through the extension plug-in (see column 12, lines 45-55.)

Therefore, it would have been obvious to a person having ordinary skill in the art at the time the invention was made to have modified Jain et al to include means for transferring the search criteria to the digital asset management system through the extension plug-in; and means for transferring the list of results back to the application through the extension plug-in.

D.P.  
5/16/02

It would have been obvious to a person having ordinary skill in the art at the time the invention was made to have modified Jain et al ~~with~~<sup>by</sup> the teaching of Jebens et al because having means for transferring the search criteria to the digital asset management system through the extension plug-in; and having means for transferring the list of results back to the application through the extension plug-in, would make the results of search requests available to users performing the search queries and enable the users to view such results on their own browsers.

### *Conclusion*

8. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

The following patent is cited to further show the state of art with respect to methods and systems of providing digital asset management, search, and file/data transfer means in general:

U.S. Patent No. 6,370,573 to Bowman-Amuah.

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9. Any inquiries concerning this communication or earlier communications from the examiner should be directed to Tony Mahmoudi whose telephone number is (703) 305-4887. The examiner can normally be reached on Mondays-Fridays from 08:00 am to 04:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dov Popovici, can be reached at (703) 305-3830.

tm

May 16, 2002

  
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